

06-27-05

AF *[signature]*



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

JIM J. MILLER ET AL.

Serial No.: 10/730,431

Filed: December 8, 2003

For: IMPROVED AUTOMATIC FISH  
HOOK AND METHOD OF USE

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Attorney Docket: Miller-001;CIP

Examiner: Kurt C. Rowan

Art Unit: 3643

**NOTICE OF APPEAL UNDER 37 C.F.R. 1.191**

COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal the decision of the Examiner of the Final Rejection of Claims 1-15 and 17-20, for the above designated application, to the Board of Patent Appeals and Interferences. Applicants have attached herewith the Notice of Appeal (PTO/SB/31), the fee set forth in 37 C.F.R. 1.17, and the fee set forth for a one (1) month extension of time.

Further, an amendment complying with 37 C.F.R. 1.116 (b) (1) and/or (2), is included, as a separate paper, in this transmittal. Although Applicants believe that no additional fees are required, the Commissioner is hereby respectfully authorized to deduct such fees, as might be required, from Deposit Account Number 13-2166.

Respectfully submitted,

*Taras P. Bemko*

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Date: June 29, 2005



Doc Code:

PTO/SB/31 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**NOTICE OF APPEAL FROM THE EXAMINER TO  
THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Docket Number (Optional)

Miller-001:CIP

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR on \_\_\_\_\_]

Signature \_\_\_\_\_

Typed or printed  
name \_\_\_\_\_In re Application of  
Miller, et al.Application Number  
10 / 730,431

Filed

8 December 2003

For  
Improved Automatic Fish Hook and Method of UseArt Unit  
3643

Examiner

Rowan, Kurt C.

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 41.20(b)(1))

\$ 500.00

☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:

\$ 250.00

☒ A check in the amount of the fee is enclosed.

☐ Payment by credit card. Form PTO-2038 is attached.

☐ The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 13-2166. I have enclosed a duplicate copy of this sheet.

☒ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

I am the

☐ applicant/inventor.

☐ assignee of record of the entire interest.

See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.  
(Form PTO/SB/96)

☒ attorney or agent of record.  
Registration \_\_\_\_\_

52,609

☐ attorney or agent acting under 37 CFR 1.34.  
Registration number if acting under 37 CFR 1.34. \_\_\_\_\_

*Taras P. Bemko*  
Signature

Taras P. Bemko

Typed or printed name

713-355-4200

Telephone number

*June 24, 2005*  
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below\*.

☒ \*Total of 1 forms are submitted.

This collection of information is required by 37 CFR 41.31. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing the burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

06/28/2005 WASFAW1 00000001 10730481 you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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